

## Article - State Government

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§6.5–303.

In determining whether to approve an acquisition of a nonprofit health service plan or a nonprofit health maintenance organization, the Administration shall consider:

- (1) the criteria listed in § 6.5–301 of this subtitle; and
- (2) whether the acquisition:
  - (i) is equitable to enrollees, insureds, shareholders, and certificate holders, if any, of the transferor;
  - (ii) is in compliance with Title 2, Subtitle 6 of the Corporations and Associations Article; and
  - (iii) ensures that the transferee will possess surplus in an amount sufficient to:
    1. comply with the surplus required under law; and
    2. provide for the security of the transferee's certificate holders and policyholders.

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